

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

March 3, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – None**
- III. Approval of Summary-Yes, February 24, 2009, pp.5-8**
- IV. Budget Amendments – None**
- V. New Business, pp.11-29**
- VI. Continuing Business / Presentations**
 - A. Budget and Finance Committee, pp.30-35**
 - B. Severe Weather Awareness Proclamation**
 - C. Paratransit Service**
 - Mr. Rocky Burke, General Manager**
 - Transit Authority of LFUCG and Lexington**
 - D. Streetscape Presentation**
 - Mr. Harold Tate, President / Executive Director**
 - Lexington Downtown Development Authority**
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. *Authorization to Amend Article I, Chapter 16 and Create Article X, Chapter 16 of the Code of Ordinances. (056-09) (Martin/Taylor)
 This request will authorize an amendment to the Code of Ordinances of Article I of Chapter 16 and create Article X under Chapter 16 for the purpose of requiring proper maintenance, cleaning and repair of privately owned stormwater control structures. The amendment to Article I is necessary to provide definitions for terms in Article X. The creation of Article X is in response to LFUCG's Federal Consent Decree filed in US District Court on March 14, 2008.**pp.11-18 EPA Consent Decree**

- B. Authorization of Change Order No. 3 to Contract with CDP Engineers, Inc., on Behalf of the Department of Environmental Quality, Division of Water Quality, Regarding the Elkhorn Pump Station and Force Main Improvement Project. (162-09) (Martin/Taylor)
 This request will authorize Change Order No. 3 to increase contract amount by \$47,000 with CDP Engineers, Inc. on behalf of the Division of Water Quality regarding the South Elkhorn Pump Station and Force Main Improvement Project. This change order ensures that the specifications and project deliverables are in conformance with the low-interest Kentucky Infrastructure loan; includes a "green infrastructure" design elements; and design and specification modification for the downstream Special Manhole Number 10. Total of previous change orders is \$147,500. New contract total is \$534,500. Funds are budgeted.**pp.19-20**

- C. Authorization to Accept Award from the Environmental Protection Agency (EPA) on Behalf of the Department of Environmental Quality under the Environmental Justice Small Grants Program. (169-09) (P. King/Taylor)
 This request will authorize the acceptance of an award of federal funds in the amount of \$20,000 from the EPA on behalf of the Department of Environmental Quality under the Environmental Justice Small Grants Program. Funds will be used to provide health education and outreach to the underserved Medicaid pediatric population in Fayette, Bourbon, Clark, Jessamine and Madison counties with regards to lead-based paint exposure. An agreement with the Lexington-Fayette County Health Department for the provision of these services and an agreement with the University of Kentucky Research Foundation will provide a consultation/evaluation component. No matching funds are required.**p.21**

- D. Authorization of an Agreement with The Salvation Army of Central Kentucky for Operation of an Essential Services Program. (163-09) (P. King/Helm)

This request will authorize an agreement for state funds in the amount of \$9,000 with The Salvation Army of Central Kentucky for operation of an Essential Services Program for individuals and families who are homeless or at risk of becoming homeless. This agreement outlines the roles and responsibilities of the Salvation Army and LFUCG. The source of funds is the Kentucky Housing Corporation under the Emergency Shelter Grants Matching Funds Program.**p.22**

- E. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (165-09) (Rayan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 35.74 square feet and a temporary construction easement of 62.52 square feet at property located at 431 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.23**

- F. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (166-09) (Rayan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 7.73 square feet and a temporary construction easement of 25.98 square feet at property located at 429 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.24**

- G. Authorization to Submit Six (6) Grant Applications to the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development and One (1) Grant Application on Behalf of the Blue Grass Trust for Historic Preservation under the Transportation Enhancement Program – FY2010. (167-09) (P. King/Webb)

This request will authorize the submission of six (6) grant applications to KYTC on behalf of the Department of Public Works and Development and one (1) grant application on behalf of the Blue Grass Trust for Historic Preservation under the Transportation Enhancement Program. The following projects were submitted by the Department of Public Works and Development:

- ☐ **Loudon Avenue Sidewalk** for federal funds in the amount of \$240,000 for construction of 4,000 feet of a 5-foot wide sidewalk on the southside of Loudon Avenue between Newtown Pike to Russell Cave Road. A local match of \$60,000 is required and will come from the Municipal Aid Program. Total project cost is \$300,000.
- ☐ **Georgian Way Pedestrian Bridge** for federal funds in the amount of \$505,880 for construction of a 200-foot pedestrian bridge over New Circle Road from Beaumont Trail to Georgian Way. A local match of \$126,470 is required and will come from the Bond Fund for Trails. Total project cost is \$632,350

- **Legacy Trail, Phases 2 and 3** for federal funds in the amount of \$5,002,500 for construction of a 2-mile shared use path from Citation Boulevard to Loudon Avenue, construction of bicycle and pedestrian accommodations at 14 intersections from Loudon Avenue to Main Street, and along Third Street; and for bike racks, lighting, benches and signage for bicycle and pedestrian facilities. A local match will come from the Bond Fund for Trails and \$100,000 from the Legacy Center. Total project cost is \$6,253,200.
- **Southland Drive Bike / Pedestrian Improvements** for federal funds of \$240,000 for construction of one (1) mile of bike lanes from Rosemont Garden to Nicholasville Road and for a construction of a pedestrian access under the railroad bridge. A local match of \$30,000 will come from the Municipal Aid Program and \$30,000 from the Southland Drive Business Association. Total project cost is \$300,000.
- **Town Branch Trail Crossing** for federal funds of \$408,720 for construction of a trail crossing with sight distance improvements on Old Frankfort Pike from Town Branch Trail Phase 3 to McConnell Springs Road and Park. A local match of \$102,180 is required and will come from the Trail Bond. Total project cost is \$510,900.
- **South Limestone Streetscape Improvements** for federal funds of \$2,000,000 for construction of streetscape improvements of new sidewalks, lighting, street trees, and furnishings on South Limestone from Vine Street to Avenue of Champions. A local match of \$500,000 is required and will come from the South Limestone Street Improvement Bond.

The Blue Grass Trust for Historic Preservation submitted an application for the **Pope Villa Restoration** for federal funds of \$469,240 for the third phase of restoration. A local match of \$117,310 will be provided by the Blue Grass Trust. Total cost of this phase is \$586,550.**pp.25-26**

H. Authorization of Change Order No. 1 to Contract with CMH of Kentucky, Inc. (d/b/a Luv Homes #853) for Temporary Housing for the Newtown Pike Extension Project. (170-09) (P. King/Webb)

This request will authorize Change Order No. 1 to delete \$193,657 and increase contract amount by \$11,337 with CMH of Kentucky, Inc. (d/b/a Luv Homes #853) regarding Temporary Housing for the Newtown Pike Extension Project. This change deletes installation of modular home at a cost of \$168,480 and construction of 4-foot chain link fence for \$25,177, and adds installation of Modular Homes for \$183,132 and construction of a 4-foot chain-link fence for \$204,994. Original contract amount was \$706,906.76. New contract total is \$718,243.76. Funds are budgeted.**pp.27-29**

***EPA Consent Decree**